

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/570,299

Applicant: SIGO, Miguel et al.

Filed: February 28, 2006

TC/AU: Unknown

Examiner: Unknown

Docket No.: 251066 (Client Reference No. HEGN03079)

Customer No.: 23460

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

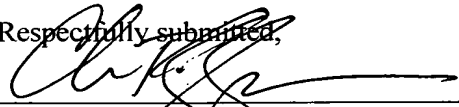
PETITION UNDER 37 C.F.R. § 1.47(a)

Dear Sir:

In accordance with 37 C.F.R. 1.47(a), applicants hereby petition for the acceptance of the subject patent application on behalf of a nonsigning inventor, namely Miguel Sigo. The attached Combined Declaration for Utility or Design Patent Application and Power of Attorney, signed by the remaining joint inventors of the subject application, Henk Vansteenkiste and Wannes Kieckens, is signed on their behalf and on behalf of Miguel Sigo. See MPEP § 409.03(a). As detailed in the attached Statement of Facts in Support of Filing on Behalf of Non-Signing Inventor, Miguel Sigo has refused to sign any documents related to the subject application. In view of the facts set forth therein, applicants submit that further attempts to forward the subject application to Mr. Sigo for his review and signature would be pointless. See MPEP § 409.03(d). The last known address of Miguel Sigo is: Ham 63, B-9000 Gent, Belgium. Applicants authorize the Commissioner to charge the \$200.00 fee as set forth in 37 C.F.R. 1.17(g), the \$130.00 surcharge as set forth in 37 CFR § 1.492(h) and any additional fees associated with this petition, to Deposit Account No. 12-1216. A duplicate copy of this Petition is enclosed herewith.

01/10/2007 GFREY1 00000036 121216 10570299
01 FC:1463 200.00 DA

Respectfully submitted,


Christopher T. Griffith, Reg. No. 33,392
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: January 4, 2007

CERTIFICATE OF MAILING

I hereby certify that this PETITION UNDER 37 C.F.R. 1.47(a) (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail No. EV 708755426 US in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 

1 / 4 / 07

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**STATEMENT OF FACTS IN SUPPORT OF FILING
ON BEHALF OF NON-SIGNING INVENTOR**

This statement is made as to the exact facts that are relied upon to establish the diligent effort made to secure the execution of the declaration by the non-signing inventor for the above-identified patent application before deposit thereof in the Patent and Trademark Office.

This statement is being made by a person have first-hand knowledge of the facts recited therein.

Identification of Person Making This Statement of Facts:

Annemie Verbrugghe
European Patent Attorney
Agfa-Gevaert N.V.
IP-Department
Septestraat 27
B-2640 Mortsel, Belgium

Details of Efforts to Reach Non-Signing Inventor:

1. On October 17, 2006, I sent an electronic mail message to Miguel Sigo at miguel_sigo@telenet.be forwarding a copy of the subject application to Mr. Sigo and requesting his current address. My electronic mail stated that Mr. Sigo is a co-inventor of the subject application and that there are certain documents relating to the application that require his signature.

2. Mr. Sigo responded to my electronic mail message on December 13, 2006.
3. Upon information and belief, Mr. Sigo's response states in part (translated from the original Dutch): "Don't send me no longer any documents to any address. I don't intend to sign any document."
4. A copy of my electronic mail and Mr. Sigo's response are attached hereto as Exhibit A.
5. Based on Mr. Sigo's response, it is my belief that Mr. Sigo will not sign the oath or declaration required under 37 C.F.R. § 1.63.

Last Known Address of the Non-Signing Inventor:

Miguel Sigo
Ham 63
B-900
Gent
Belgium

I declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

January 4, 2007
Date

Annemie Verbrugghe

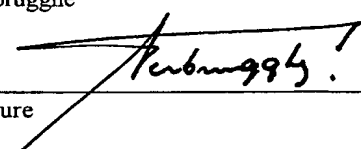

Signature

EXHIBIT A



"Miguel"
<miguel.sigo@telenet.be>
2006-12-13 12:25

To Annemie Verbrugghe/AMVRG/AGFA@AGFA
cc Jacques Gysen/AMGSN/AGFA@AGFA
bcc
Subject RE: Patent application

Beste,

Gelieve geen documenten meer te door te sturen, naar gelijk welk adres, ik ben niet van plan om iets te tekenen.

Ik werd verweten dat de functionaliteit en de code daarvan op niks trok (is oa gebruikt als bewijs voor mijn onkunde, bij mijn ontslag), de code en de functionaliteit van co-scheduling is sindsdien kweet niet hoeveel keer door verschillende mensen veranderd geweest en nu zitten jullie mij constant lastig te vallen zodat ik mijn handtekening zou zetten.
Hoe paradoxaler kan nog?

Zijn jullie niet beschaamd!??

Met vriendelijke groeten,
Miguel

From: annemie.verbrugghe@agfa.com [mailto:annemie.verbrugghe@agfa.com]
Sent: dinsdag 17 oktober 2006 10:09
To: miguel_sigo@telenet.be
Cc: jacques.gysen@agfa.com
Subject: Patent application

Dear Mr. Sigo,

You are co-inventor of the enclosed patent application in name of applicant Quadrat.
We have some documents relating to this patent application for you to sign.
Unfortunately we do not have your current home address.
Could you please give us your current home address so that we can forward these documents to you.

Thanks,
Kind regards,

Annemie Verbrugghe
European Patent Attorney
Agfa-Gevaert N.V.
IP-department
Septestraat 27

2640 Mortsel

Belgium

tel. 32 - 3 - 444 3808